



## DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and country of citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled NUT-CRACKING APPARATUS, the specification of which (check one)

is attached hereto.  
 was filed on November 19, 2003, as Application Serial No. 10/718,378 and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information which is known to me to be material to patentability or to the examination of this application in accordance with 37 C.F.R. § 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. §§ 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

### PRIOR FOREIGN APPLICATION(S)

(Number)	(Country)	(Day/month/year filed)	Priority Claimed		Certified Copy Attached?	
			[ ] Yes	[ ] No	[ ] Yes	[ ] No
(Number)	(Country)	(Day/month/year filed)	[ ]	[ ]	[ ]	[ ]

I hereby claim the benefit under Title 35, United States Code, § 119(e) of the United States provisional application listed below.

(U.S. Provisional Application No.)

(Filing Date)

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

(U.S. Parent Application) (Parent Filing Date) (Parent Patent Number (if applicable))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and may jeopardize the validity of the application or any patent issuing thereon.

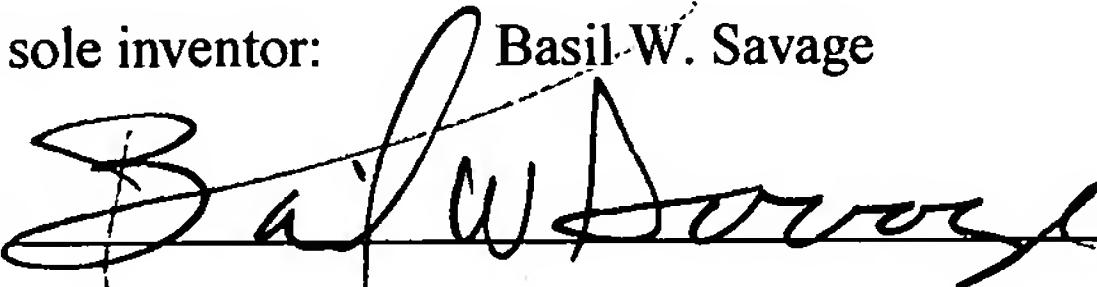
**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the Practitioners at Customer Number 24919 as my attorneys to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

The U.S. Patent and Trademark Office is requested to direct all mail and telephone calls to:

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Inventor's signature 

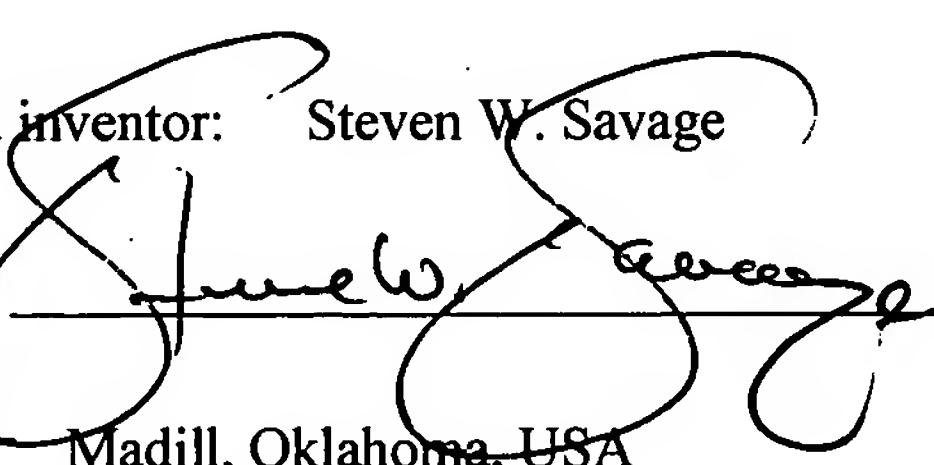
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Full name of second inventor: Steven W. Savage

Inventor's signature 

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Inventor's signature Randal D. Ingle Date: 3-12-04

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